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cc: Tom 0004



United States Department of the Interior
BUREAU OF LAND MANAGEMENT

Fillmore Field Office
35 East 500 North
Fillmore, UT 84631

<http://www.blm.gov/ut/st/en/fo/fillmore.html>



IN REPLY REFER TO:
3809 (UTW02000)
UTU-79464-01

September 28, 2009

CERTIFIED MAIL # 7008 1830 0001 1694 3872
Return Receipt Requested

Stone Resources, LLC
218 West Paxton Avenue
Salt Lake City, Utah 84101

Dear Mr. Weston:

On August 28, 2009, the Fillmore Field Office (FFO), Bureau of Land Management (BLM), received a Plan of Operation (Plan) dated August 26, 2009. The Plan is proposed based on the Federal regulations at 43 CFR § 3809, Surface Management; and subject to the mining laws as defined at §3809.5. The Plan proposes removal of palletized stone from the Buckskin, Smoke, Mauve (Moll), and Burgundy quarries at T. 18 S., R. 13 W., sec. 29, 30 and 31 in Millard County, Utah. Stone is generally considered to be a common variety mineral that is subject to disposal under the Federal Regulations at 43 CFR § 3602, Mineral Materials Sales. The mining claims listed in the plan of operations are UMC 407678, UMC 407679, UMC 407680, UMC 407681, and UMC 407682. These claims were located after July 23, 1955. On mining claims located after July 23, 1955, you must not initiate operations for minerals that may be common variety minerals until BLM has prepared a mineral examination report to determine whether or not the minerals are common variety. If certain conditions are met, including the establishment of an escrow account, operations to remove possible common variety minerals may be authorized by BLM.

This new Plan partially covers operations of another Plan, UTU 79464-01, which Stone Resources is the current operator of record. Stone Resources became the operator of record and accepted responsibility for all past operations at UTU 79464-01 through transfer documents dated May 11, 2009. The FFO is accepting this August 2009 filing as an amendment to UTU 79464-01 (Plan Amendment).

The description in the Plan Amendment is complete, but BLM cannot approve the Plan Amendment prior to the resolution of the following:

- Operations at these sites are currently subject to an Immediate Temporary Suspension Order (Suspension) that became effective on November 12, 2008. The Suspension required: "Within 15 days of receipt of this Immediate Temporary Suspension Order you must contact this office. A meeting to discuss the violations must occur within 30 days of receipt of this order. Production records from all four pits must be submitted to this office within 30 days of receipt of this decision. An escrow account must be established and payment for pertinent materials removed to date must be deposited. No further mining may occur at the site until the completion of a mineral examination report." Since the effective date of the Suspension, BLM has received the required production records. However, the requirements for a meeting and for the establishment of an escrow account for materials removed to date, has been postponed until the mineral examination

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is complete. BLM anticipates that the mineral examination will be completed in less than 60 days.

- BLM must complete the environmental review required under the National Environmental Policy Act (NEPA). An amendment to a plan of operations must be reviewed and approved in the same manner as the initial plan (43 CFR 3809.432). To date, BLM has not authorized operations at the Moll, Smoke, and Buckskin quarries, nor have these quarries been analyzed under NEPA. Consequently, to the extent that the Plan Amendment seeks approval to operate at the Moll, Smoke, and Buckskin quarries, BLM must undertake a NEPA review. NEPA review generally requires up to an additional 60 days in the case of an EA and 6 months in the case of an EIS.
- The Plan Amendment proposes to remove stone from quarries that have been identified by BLM's Regional Paleontologist as a unique paleontological resource. The past, present and reasonably foreseeable actions at this site must be analyzed to determine the level of potential impact to this, as well as other resources. BLM must seek and review public comment on the Plan Amendment once the mineral examination and NEPA analysis is complete.

BLM will contact you upon completion of the mineral examination and will be glad to meet with you at that time to discuss your Plan Amendment, the mineral examination report, and any BLM decisions regarding this site.

Should you have any questions, please contact Jerry Mansfield, Geologist at, 435-743-3125.

Sincerely,



Patricia M. Bailey
Acting Field Office Manager

cc: Law Offices of Ronald S. George, 218 W. Paxton Ave. Salt Lake City, UT 84101

Tom Munson, Utah Division of Oil, Gas and Mining, 1594 West North Temple Ste 1210, Salt Lake City, Utah 84114-5801

Salt Lake District Office (UT-020), 2370 S. 2300 W, Salt Lake City, Utah 84119

Solid Minerals (UT-923), Utah State Office, PO Box 45155, Salt Lake City Utah 84145-0155

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